

PTO/SB/31 (08-03)  
Approved for use through 07/31/21 36. OMB 0851-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>5644620004 20</b>
In re Application of <b>Jay SHORT et al.</b>		
Application Number <b>09/866,803</b>	Filed <b>September 27, 2001</b>	
For <b>METHODS OF GENERATING VARIANTS OF AMIC ASE-ENCODING NUCLEIC ACIDS (AS AMENDED)</b>		
Art Unit <b>1652</b>	Examiner <b>D. Ramir z</b>	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 40.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 170.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-1952. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

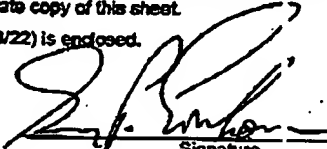
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/36)

☒ attorney or agent of record.  
Registration number 38,440

☐ attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

  
 Signature  
 Gregory P. Einhorn  
 Typed or printed name  
 (858) 720-5131  
 Telephone number  
 October 14, 2004  
 Date


NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

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only*

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I hereby certify that this correspondence is being facsimile transmitted to M3 AF, the Patent and Trademark Office, facsimile no. (703) 872-9308, on the date shown below.

Dated: October 14, 2004 Signature:  (Norman Green)

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PAGE 05 \* RCVD AT 10/14/2004 8:51:53 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/0 \* DNIS:8729306 \* CSID:18587205125 \* DURATION (mm:ss):02:12

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
03   1452	
FEE CODE	VALUE FURNISHED
2401	176

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**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)**

Docket Number (Optional)  
58446200420

In re Application of Jay SHORT et al.

Application Number 09/968,803 Filed September 27, 2001

For METHODS OF GENERATING VARIANTS OF AMICASE-ENCODING NUCLEIC ACIDS (AS AMENDED)

Art Unit 1852 Examiner D. Ramirez

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$	
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$	430.00
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$	
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$	
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$	

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 215.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

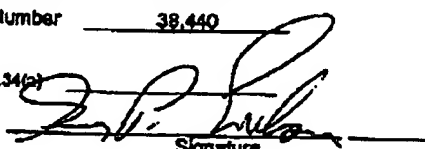
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 03-1852

I have enclosed a duplicate copy of this sheet. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

I am the ☐ applicant/inventor.  
☐ assignee of record of the entire interest. See 37 CFR 3.71.  
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).  
☒ attorney or agent of record. Registration Number 38,440  
☐ attorney or agent under 37 CFR 1.34(a).  
 Registration number if acting under 37 CFR 1.34(a)

October 14, 2004  
Date

(858) 720-5133  
Telephone Number

  
Signature

Gregory P. Einhorn  
Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below

☒ Total of 1 forms are submitted.

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FEE VALUE  
ACCOUNTABILITY

DEPOSIT ACCOUNT NO.  
03 1952

FEE CODE	VALUE FURNISHED
252	\$15.00

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